

**24663. Misbranding of Scott's Nose and Throat Drops. U. S. v. 97 Bottles of Scott's Nose and Throat Drops. Default decree of condemnation and destruction. (F. & D. no. 34735. Sample no. 14234-B.)**

This case involved a drug preparation the labeling of which contained unwarranted curative and therapeutic claims.

On January 8, 1935, the United States attorney for the Eastern District of Virginia, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 97 bottles of Scott's Nose and Throat Drops at Richmond, Va., alleging that the article had been shipped in interstate commerce on or about October 16, 1934, by the Scott Drug Co., from Charlotte, N. C., and charging misbranding in violation of the Food and Drugs Act as amended.

Analysis showed that the article consisted essentially of mineral oil containing menthol, mint, eucalyptol, methyl salicylate, and not more than a trace of ephedrine.

The article was alleged to be misbranded in that the following statements regarding its curative and therapeutic effects were false and fraudulent: (Bottle) "For \* \* \* Hay Fever"; (retail carton) "For \* \* \* Hay Fever"; (circular) "Catarrh, Hay Fever \* \* \* Clear Up Stuffy Head, Break Nasal Congestion In Ten Seconds Head Colds Get Relief Like a Flash One minute your head is all stopped up with a cold. Nose clogged; lining inflamed, eyes watering, throat sore, hoarse and husky. Now watch the quick change. It's like magic. Just a touch of Scott's Nose and Throat Drops to the inflamed swollen lining of the nose. Then lay head back until liquid trickles down into your throat. Count 10—and your head is clear. The breathing passages are opened. The huskiness is gone from your throat. All the stuffiness, soreness and inflammation have gone. Relief is so quick it positively astonishes every one who uses Scott's Nose and Throat Drops for the first time. Swelling and Soreness Ended. But that isn't all. You get Instant relief from the disagreeable effects of your cold or sore throat. And then rich, refreshing blood begins to circulate again through the swollen, raw membranes of nose and throat. That helps to end the cold in your head and throat and aids nature to get rid of the disease completely. So Scott's Nose and Throat Drops are double-acting. First they end the disagreeable effects of your cold—then they help end the cold too. Here's How To Sleep Sound Even when you haven't a cold, the nose and throat often clog up a little at night. Then you are kept awake, or sleep very fitfully. Use Scott's Nose and Throat Drops just before going to bed. Therefore, whether or not you have a cold, you'll have the best night's sleep you ever had. You'll awake feeling refreshed and fit by morning. 5000—Year—Old Chinese Secret Discovered By American Doctors And Used In These Drops Here's one of the reasons why Scott's Nose and Throat Drops give such amazing instant relief. They contain a wonderful ingredient made from a Chinese plant called Ma Huang. It has been used by the Chinese for 5000 years. Recently western physicians learned about it and began using it in their prescriptions for colds. They now call it Ephedrine. As a rule you find it only in the most expensive remedies, but we want people in every circumstance to benefit by this great discovery. So we have added it to Scott's Nose and Throat Drops. So never pay \$1.00 to \$1.50 for Ephedrine when you get it without any extra cost in Scott's Nose and Throat Drops. Only 25 cents—at all druggists. Catarrh And Hay Fever Get Immediate Relief Scott's Nose and Throat Drops are just as wonderful for Catarrh and Hay Fever as they are for ordinary colds. These are 'congestion' diseases just as colds are. Just put a few drops of Scott's Nose and Throat Drops in your nose and see all these disagreeable symptoms vanish at once. The nose clears; roaring head noises due to congestion end; the stuffy condition clears; the constant running of the nose is stopped. No more wheezing or interference with breathing. All the phlegm in your throat disappears and you no longer have to hawk and spit. The eyes stop watering. Bad breath or bad taste in your mouth are ended. Don't Dare To Neglect Catarrh It Poisons Your Entire Body Here is another reason for getting rid of catarrh as quick as you can. Those germ-laden discharges slip from your throat into your stomach all the time, even though you may not feel them dropping down. They sicken your stomach; hurt digestion. They also get into your blood through the lining of your throat and poison you. They can cause all kinds of infections. A lot of people who feel weak and tired all the time, or who are very nervous are really made so by the weakening effects of Catarrh. Stop these discharges this very day. Use Scott's Nose and Throat Drops at once. You'll not only get rid of the in-

convenient symptoms of Catarrh, but you'll feel better too, because you'll have stopped these poisonous, weakening droppings. 25¢ Complete Treatment—With Nasal Dropper Free. Don't pay high prices for remedies. We have made it unnecessary. Now you can get all the famous old ingredients of Scott's Nose and Throat Drops with Ephedrine added without paying the high prices charged for many other remedies containing this ingredient. So get the quickest relief you ever had from colds, catarrh, hay fever or sore throat by using Scott's Nose and Throat Drops. Save money too. Only 25 cents—with nose dropper Free. At all druggists. Instant Relief—Or Money Back Scott's Nose and Throat Drops are guaranteed to clear up congestion and give you wonderful relief in 10 seconds—or your money will be refunded"; (testimonials) " 'Dry' Nostrils And Irritation Of Throat Banished 'Very much pleased with results. I use it for "dry" nostrils and irritation of nose and throat. Appreciated such a generous supply and expect to continue to use when needed.' \* \* \* 'Four of us used Scott's Nose and Throat Drops for cold in the head and irritation of the throat and we were fully satisfied with the results. It's the best thing I ever used for cold in the head and throat, and of course I will recommend it to my neighbors. I will keep some on hand at all times.'"

On April 23, 1935, no claimant having appeared, judgment of condemnation was entered and it was ordered that the product be destroyed.

W. R. GREGG, *Acting Secretary of Agriculture.*

**24664. Misbranding of Marleo Ointment. U. S. v. 36 Jars of Marleo. Default decree of condemnation and destruction. (F. & D. no. 34744. Sample no. 1557-B.)**

This case involved a drug preparation the labeling of which bore unwarranted curative and therapeutic claims.

On January 15, 1935, the United States attorney for the District of Idaho, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 36 jars of Marleo Ointment at Pocatello, Idaho, alleging that the article had been shipped in interstate commerce on or about October 26, 1934, by the Marleo Chemical Co., from New Elm, Minn., and charging misbranding in violation of the Food and Drugs Act as amended.

Analysis showed that the article consisted essentially of red lead, lead carbonate, and a small proportion of volatile oils, including turpentine oil and menthol, incorporated in fat.

The article was alleged to be misbranded in that certain statements appearing on the jar label and in a circular shipped with the article, falsely and fraudulently represented that it was effective as a treatment for open wounds, blood poisoning, croup, bronchitis, swollen glands, sore throat, rheumatism, lumbago, eczema, piles, boils, varicose veins, old running sores, rashes, pimples, salt rheum, bunions, soft corns, tonsillitis; quinsy, abscesses, carbuncles, swollen limbs and burns; effective in the treatment of infections from stepping on rusty nails, dog bites, and wood-tick bites; and effective to remove splinters.

On April 2, 1935, no claimant having appeared, judgment of condemnation was entered and it was ordered that the product be destroyed.

W. R. GREGG, *Acting Secretary of Agriculture.*

**24665. Misbranding of Sullivan's Indian Oil. U. S. v. 33 Bottles of Sullivan's Indian Oil. Default decree of condemnation and destruction. (F. & D. no. 35234. Sample no. 26071-B.)**

This case involved a drug preparation which was misbranded because of unwarranted curative and therapeutic claims in the labeling. The product was further misbranded since it was labeled to convey the impression that it was an Indian remedy, whereas it was not.

On March 11, 1935, the United States attorney for the District of Maine, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 33 bottles of Sullivan's Indian Oil at Portland, Maine, alleging that the article had been shipped in interstate commerce on or about February 7, 1935, by the Sullivan Oil Co., from Manchester, N. H., and charging misbranding in violation of the Food and Drugs Act as amended.

Analysis showed that the article consisted essentially of mustard oil, methyl salicylate, capsicum oleoresin, kerosene oil, and a fatty oil.

The article was alleged to be misbranded in that the word "Indian" in the name of the article, appearing in the circular accompanying the package, was